

RESOLUTION NO. 141091

Establishing a procedure for the appointment of a member of the City Council to represent the Fifth District.

WHEREAS, effective January 2, 2015, there will exist a vacancy in the Office of Fifth District Council Member; and

WHEREAS, City Charter section 208(b)(2) provides for an appointment of a Council Member to fill a vacancy that occurs after the first 30 months of a term; and

WHEREAS, the term of office to be served will end August 1, 2015; NOW, THEREFORE

BE IT RESOLVED BY THE COUNCILO OF KANSAS CITY:

Section 1. That subject to later amendment by the Council, the City Council establishes the following process to appoint a person to serve the unexpired Council term of the Fifth District Council Member:

- A. An application will be made available by the City Clerk, including by posting on the City's website. This application will include: (1) a statement by the applicant that if selected, the applicant will accept and serve; (2) a statement that the City Council does not intend to consider a person who has filed to run for the Fifth District Council seat, or who intends to mount a write-in campaign for the Fifth District Council seat; and (3) an acknowledgement that the applicant is aware of the restriction on lobbying for one-year imposed by section 2-2044, Code of Ordinances.
- B. Attached to the submitted application will be the following:
 1. A written explanation addressing the following three questions:
 - a. Why are you applying to serve the expired term of the Fifth District Council Member?
 - b. What do you hope to accomplish in the remaining six month of the term of office?
 - c. What is your highest priority in the upcoming City budget?
 2. The required tax certification form established by the Director of Finance pursuant to City Charter section 204(b).
 3. The required financial interest statement required to be filed with the Missouri Ethics Commission pursuant to section 105.483(11), RSMo.

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4. The Certification of Qualifications form made available by the City Clerk as part of the application.
- C. The Mayor will appoint no less than three members of the current boards and commission who reside in the Fifth District who will, if more than three applications are submitted, review all applications and supporting information submitted to the City Clerk, interview and applicant who wishes to interview, and recommend to the Mayor and Council three persons to be considered by the Mayor and Council for appointment. The City Council may choose to interview additional applicants.
- D. The following timeline is established:
 1. Deadline for submission of applications and all accompanying information – 5:00 p.m., Friday, January 9, 2015.
 2. Interviews of applicants by the Mayor's appointees – January 14-16, 2015.
 3. Interview of applicants by the Mayor and Council – January 22, 2015.
 4. Required training prior to assuming office – week of January 26, 2015.



Authenticated as Passed

Sly James, Mayor

Marilyn Sanders, City Clerk

DEC 18 2014

Date Passed



Application for the Position of Fifth District (in-district) Council Member

For use by the City Clerk:

This application is an open public record.

*The City Clerk, 25th Floor City Hall, must receive it
no later than 5:00 p.m., January 9, 2015*

Because of the resignation of Councilman Michael Brooks, a vacancy exists on the City Council for the Fifth District (in-district) Council Member. Section 208(b)(2) of the City Charter provides that since this vacancy occurred after October 31, 2013, the vacancy will be filled by a majority vote of the City Council.

It is my wish to apply to the Mayor and Council of Kansas City, Missouri, for appointment to the City Council as the Fifth District (in-district) Council Member, to fill a term expiring August 1, 2015.

Name: _____

Address: _____, KC, MO 641____

If appointed to this position I will accept the appointment.

I acknowledge that it is the consensus of the Mayor and City Council that a person running for office as a member of the City Council or as Mayor will not be considered for this vacancy because of their desire to allow the residents of the Fifth District to make their choice of Council Member without the Mayor and City Council placing an unfair incumbency on one of the candidates.

I understand that if I am appointed, I cannot perform any service for monetary or in-kind compensation during the first year after leaving office which would involve attempting to influence a decision of the City or any department or agency of the City, unless that service is provided in certain adversary proceedings, in the preparation or filing of a public document, or in the submission of a bid or as a result of the award of a contract for goods or services awarded to the lowest and best bidder. (Sec. 2-2044, Code of Ordinances)

Signature _____

Date _____

Issues

Please attach your answers and explanations to the following three questions.

1. Why are you applying to serve the unexpired term of the Fifth District Council Member?
2. What do you hope to accomplish in the remaining six months of the term of office?
3. What is your highest priority in the upcoming City budget?

Certification of Qualifications

Please circle your true answer corresponding to each statement.

1.	Are you a qualified voter of the City? (§204(a), Charter)	YES	NO
2A.	Are you current on all City taxes and municipal user fees? (§204(b), Charter)	YES	NO
2B.	Have you attested to this fact on the form prescribed by the Director of Finance and attached it to this application? (§204(b), Charter)	YES	NO
3.	Are you at least 25 years of age? (§204(c), Charter)	YES	NO
4.	Have you lived within Kansas City for at least two years immediately prior to appointment to the City Council? (§204(d)(2), Charter)	YES	NO
5.	Have you lived within the Fifth District for at least six months immediately prior to appointment to the City Council? (§204(d)(2), Charter)	YES	NO
6.	Have you entered a plea of guilty or <i>nolo contendere</i> to a felony or of any other act in another jurisdiction that would be a felony if committed in Missouri for which the imposition of sentence has been suspended and the period of probation has not yet passed? (§204(e), Charter)	YES	NO
7A.	Have you been found guilty, either after a trial or as a result of a plea of guilty or <i>nolo contendere</i> , of a Missouri felony or of any other act in another state that would be a felony if committed in Missouri? (§204(e), Charter)	YES	NO
7B.	If the answer to #7A is YES, have you been a qualified voter for the previous five years? (§204(e), Charter)	YES	NO
8A.	I hold an appointed or other office under the City. (§207(a)(1), Charter)	YES	NO
8B.	If the answer to #8A is YES, will you resign that office before appointment to the City Council? (§207(a)(1), Charter)	YES	NO
9A.	I am an employee of the City. (§207(a)(2), Charter)	YES	NO
9B.	If the answer to #9A is YES, will you resign that employment before appointment to the City Council? (§207(a)(2), Charter)	YES	NO
10A.	I hold an elective office under the United States or the State of Missouri, or of any subdivision or public corporation of or under either or them. (§207(a)(3), Charter)	YES	NO
10B.	If the answer to #10A is YES, will you resign that office before appointment to the City Council? (§207(a)(3), Charter)	YES	NO
11.	Have you attached a copy of the financial interest statement (long form) required to be filed with the Missouri Ethics Commission pursuant to §105.483(11), RSMo., by a candidate for elective office?	YES	NO

I certify that the answers to these questions and statements are true.

Signature

Date